

NOV 13 2006

The Small Patent Law Group LLP

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**CERTIFICATE OF FACSIMILE TRANSMISSION TO THE
UNITED STATES PATENT AND TRADEMARK OFFICE**

DATE: November 13, 2006

Mail Stop: RCE

Art Unit: 2617

Fax: 571-273-8300

From: Evan Reno Sotiriou

: RE:

: Serial No.: 10/849,579

: Applicant: Gerald Charles DiPiazza

: Filed: May 20, 2004

: Tyco Dkt. No.: 18088 (SPLG 1534)

: Title: MILLIMETER WAVE

: COMMUNICATION SYSTEM

DOCUMENTS SUBMITTED WITH TRANSMISSION:

- Certificate of Facsimile Transmission (1 pg.)
- Amendment Transmittal (3 pgs., *in duplicate*)
- Amendment in Response to the Office Action dated July 10, 2006, and made final, and the Advisory Action dated November 1, 2006 (13 pgs.)
- Request for Continued Examination (RCE) Transmittal (1 pg., *in duplicate*)
- Credit Card Form (1 pg., *in duplicate*)

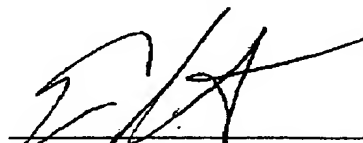
Total pages including cover page: 24

If all pages are not received, please contact: Laura Davis at 314-584-4087

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that these papers are being facsimile transmitted to the U.S. Patent and Trademark Office, Facsimile Number 571-273-8300, on the date shown above.

Date: November 13, 2006



Evan Reno Sotiriou, Reg. No.: 46,247

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PATENT
Tyco Dkt No.: 18088 (SPLG 1534)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gerald Charles DiPiazza
Serial No.: 10/849,579
Filed: May 20, 2004
For: MILLIMETER WAVE
COMMUNICATION SYSTEM

Group No.: 2617

Examiner: Ekong, Emem

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Mail Stop: RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

1. Transmitted herewith is:

- Amendment in Response to the Office Action dated July 10, 2006, and made final, and the Advisory Action dated November 1, 2006 (13 pgs.)
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STATUS

2. Applicant

☐

claims small entity status.

☒

is other than a small entity.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

___ deposited with the United States Postal Service with sufficient postage as Express Mail, in an envelope addressed to: Mail Stop: AMENDMENT, Commissioner for Patents, Alexandria, VA 22313-1450, *Express Mail*
No.: ___

Date: November 13, 2006

FACSIMILE

X transmitted by facsimile to the Patent and Trademark Office to facsimile number (571) 273-8300.



Evan Reno Sotiriou

Reg No. 46,247

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EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(complete (a) or (b), as applicable)

- (a) X Applicant petitions for an extension of time under 37 C.F.R. 1.136
(Fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

| Extension for response within: | Other than small entity Fee | Small entity Fee (if applicable) |
|--------------------------------|-----------------------------|----------------------------------|
| <u> X </u> first month | \$ 120.00 | \$ 60.00 |
| <u> </u> second month | \$ 450.00 | \$ 225.00 |
| <u> </u> third month | \$ 1,020.00 | \$ 510.00 |
| <u> </u> fourth month | \$1,590.00 | \$ 795.00 |
| <u> </u> fifth month | \$2,160.00 | \$1,080.00 |

Fee: \$ 120.00

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

 An extension of months has already been secured. The fee paid therefor \$ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$

OR

- (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

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FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

| | (Col. 1) CLAIMS REMAINING AFTER AMENDMENT | | (Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR | (Col. 3) PRESENT EXTRA | SMALL ENTITY ADDITIONAL RATE FEE | OR | OTHER THAN SMALL ENTITY ADDITIONAL RATE FEE |
|---|---|-------|---|------------------------------|--|----|--|
| TOTAL | | MINUS | | = | x \$25.00 = \$ | | x \$50.00 = \$ |
| INDEP. | | MINUS | | = | x \$100.00 = \$ | | x \$200.00 = \$ |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | | + \$180.00 = \$ | | + \$360.00 = \$ |
| | | | | | TOTAL ADDITIONAL FEE \$ | OR | TOTAL ADDITIONAL FEE \$ |

- (a) ☒ No additional fee for Claims is required

OR

- (b) ☐ Total additional fee for claims required \$ _____

FEE PAYMENT

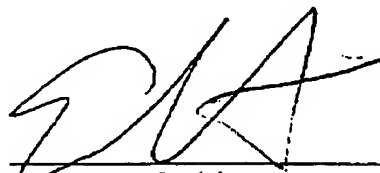
5. Attached is a check in the sum of \$ _____
- ☒ PTO 2038 – Credit Card Form is attached for the extension fee in the sum of \$ 120.00 and the RCE fee of \$790.00.
A duplicate of this transmittal is attached.

FEE DEFICIENCY

6. ☒ If any additional extension and/or fee is required, charge Deposit Account No. 50-3858.

AND/OR

- ☒ If any additional fee for claims is required, charge Deposit Account No. 50-3858.
7. ☐ Other:



Evan Reno Sotiriou
Reg. No. 46,247
THE SMALL PATENT LAW GROUP LLP
611 Olive Street, Suite 1611
St. Louis, MO 63101
(314) 584-4080

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- ☒
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OR

- (b)
- ☐
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